ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರ

ಅಧಿಕೃತವಾಗಿ ಪ್ರಕಟಿಸಲಾದುದು

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HIGH COURT OF KARNATAKA, BENGALURU

NOTIFICATION

HCLC No.84/2019, DATED 15TH JUNE 2019

In exercise of the powers conferred by Article 225 of the Constitution of India and Section 54 of the States Reorganisation Act, 1956 (Central Act 37 of 1956) read with Sections 122 and 129 of the Code of Civil Procedure, 1908, and Section 19 of the Mysore High Court Act, 1884 (I of 1884) and all other powers thereunto enabling, the High Court of Karnataka, with the previous approval of the Government of Karnataka, promulgates and issue the following rules with respect to practice and procedure to be followed at the High Court.

1. **Title and Commencement:-**

(1) These Rules may be called the High Court of Karnataka (Amendment) Rules, 2019.

(2) It shall come into force from the date of its publication in the official Karnataka Gazette.

2. **Amendment of Chapter VI:** In Rule 5 of Chapter VI of the High Court of Karnataka Rules, 1959

(i) the words **"process fee affixed thereto in Court fee labels"** shall be substituted by "**actual postage charges"**

(ii) after rule 5 the following shall be inserted namely:

5(A) If the appeal, revision or petition is dismissed without notice, then the postage charges paid along with copies, cover and acknowledgments shall be returned to the appellant/petitioner.

3. **Amendment of Chapter X:**

(i) In Rule 8 of Chapter X of the High Court of Karnataka Rules, 1959, the words **"process fee affixed thereto in Court fee labels"** shall be substituted by **"actual postage charges"**

(ii) In Rule 10 of Chapter X of the High Court of Karnataka Rules, 1959, the words **"process fee affixed thereto in Court fee labels"** shall be substituted by **"actual postage charges"**

4. **Amendment of Chapter XII:** After Rule 10 of Chapter XII of the High Court of Karnataka Rules, 1959 the following shall be inserted namely:

10(A) As and when the petitions, revisions or appeals are filed, the same shall be assigned FR number. The said FR number will continue till all the office objections are complied with.

5. **Amendment of Chapter XIII:** After Rule 12 of Chapter XIII of the High Court of Karnataka Rules, 1959 the following shall be inserted namely:

12(A) If notice is returned unserved for whatever reason the same shall be listed before the Registrar (Judicial) for compliance. The Registrar (Judicial) is entitled to grant to total period of six weeks for such compliance. In case where compliance is not made even after six weeks, the same shall be listed before the Court for necessary orders.

BY ORDER OF THE HIGH COURT

Sd/-
(V.SRISHANANDA)
REGISTRAR GENERAL

HIGH COURT OF KARNATAKA, BENGALURU

NOTIFICATION

HCLC No.84/2019, DATED 15TH JUNE 2019

In exercise of the power conferred by Article 226 of the Constitution, and all other powers enabling the High Court in this behalf, the High Court of Karnataka hereby makes the following rules further to amend the Writ Proceedings Rules, 1977, namely:-

1. **Title and Commencement:-**

   (1) These Rules may be called the Writ Proceedings (Amendment) Rules, 2019.

   (2) It shall come into force from the date of its publication in the official Karnataka Gazette.

2. **Amendment to Rule 2 in Part I:**

   After Rule 2 (4) of the Principal Rules, the following shall be inserted, namely:

   (5) Provisions of Rule 5 Chapter VI and Rule 8 and Rule 10 of Chapter X of the High Court of Karnataka Rules, 1959, shall apply to this part also".

3. **Substitution of Rule 7**

   For the existing Rule 7 of the Principal Rules, the following shall be substituted.

   "7. Procedure **for filing common or joint petitions:**

   (1) Several persons having similar but separate and distinct interest in the subject matter of controversy involving common questions of law and facts may file a common petition. For the purpose of Court Fees, such a petition shall be treated as equivalent to the filing of such number of writ petitions as there are petitioners. The Court fee payable on such writ petition shall be the same as payable on the number of writ petitions, when filed separately. For all other purposes, such as issue of notice etc., it shall be treated as one writ petition. Such common writ petition shall be in Form III appended to these rules and shall be supported by the affidavit of any one of the petitioners as in Form II. For such common petition one Vakalat with one set of Court fee stamp shall be sufficient.

   (2) Several persons having common or joint interest but not seeking any individual relief, interim or final, may file a single petition.**"**

4. **Omission of Rule 16:-** Rule 16 of the Principal Rules shall be omitted.

BY ORDER OF THE HIGH COURT

Sd/-
(V.SRISHANANDA)
REGISTRAR GENERAL

HIGH COURT OF KARNATAKA, BENGALURU

NOTIFICATION

HCLC No.84/2019, DATED 15TH JUNE 2019

PROCESS FEE RULES UNDER THE KARNATAKA COURT-FEES AND SUITS VALUATION ACT, 1958

In exercise of the powers conferred by Section 77 of the Karnataka Court Fees and Suits Valuation Act, 1958 (Act 16 of 1958), the High Court of Karnataka makes the following Rules to regulate the fees payable for serving and executing processes issued by the High Court in its Appellate Jurisdiction and the same are, after confirmation by the State Government, hereby published under sub-section (2) of the said section.

They shall come into force from the date of publication in the official Gazette.

In the Rules made by the High Court of Karnataka under the Karnataka Court Fees and Suits Valuation Act, 1958 for the **Table of Process Fee** in High Court, in Item No.1 of the Schedule, in Column No.3 the words **"Actual Postage Charges"** to be retained and other words shall be **omitted**.

TABLE OF PROCESS FEE

Item No.	Nature of Process	Amount of Fee levied
1	2	3
1	For each summons or notice to be served by Registered Post	
	(a) If issued in the ordinary course	Actual Postage Charges
	(b) If issued emergently to be sent through speed post	Actual Postage Charges
2	When the summons or notice is to be served through the agency of court otherwise than by Registered Post	
	(a) For a Single respondent or witness	
	(i) If it is to be issued and served in the ordinary course	Actual Postage Charges
	(ii) If it is to be issued and served emergently to be sent through Speed Post	Actual Postage Charges
	(b) For each additional respondent or witness residing in the same Village, town or city where the process is applied for at the same time and the process is to be issued and served in the ordinary course.	
	(i) in Bengaluru	Actual Postage Charges
	(ii) in other places	Actual Postage Charges
3	For each injunction or writ of Mandamus accompanied by a copy of the order of injunction or writ.	Actual Postage Charges
4	Any other process not provided for:	
	(i) If unaccompanied by a copy of any order of court	Actual Postage Charges

	(ii) If accompanied by an order of court	Actual Postage Charges
5	For each summons or notice to be served by speed post or courier service recognized by the High Court from time to time, if ordered by the Court	Actual Postage Charges / Courier Service Charges
	The above postal charges are subject to revision as and when postal charges are revised by the postal Department.	

BY ORDER OF THE HIGH COURT,

Sd/-
(RAJENDRA BADAMIKAR)
REGISTRAR GENERAL.

PR-133

Home Department,
Karnataka Government Secretariat,
Vidhana Soudha,
Bengaluru - 560001.

No. HD 56 PRA 2020 **Date:01.04.2020**

NOTIFICATION

The draft of the following rules further to amend the Karnataka Prison Rules 1974, which the Government of Karnataka proposes to make in exercise of the powers conferred by section 63 of the Karnataka Prisons Act, 1963 (Karnataka Act 33 of 1963) is hereby published as required by sub-section (1) of section 63 of the said Act, for the information of all the persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration after seven days from the date of its publication in the Official Gazette.

Any objection or suggestion which may be received by the State Government from any person with respect to the said draft, before the expiry of the period specified above, will be considered by the State Government. Objections and suggestions may be addressed to the

Principal Secretary to the Government(P.C.A.S), Department of Home, Vidhana Soudha, Bangalore – 560 001.

DRAFT RULES

1. Title and Commencement.- (1) These rules may be called the Karnataka Prison (Amendment) Rules, 2020.

(2) They shall come in to force from the date of their final publication in the official Gazette.

2. Amendment of rule 191.- In rule 191 of the Karnataka Prison Rules, 1974, in sub-rule (3), after clause (a) the following proviso shall be inserted, namely:-

"Provided that during the Karnataka Epidemic Diseases, COVID-19, Regulations, 2020 in respect of Prisoners released or to be released on ordinary parole or on the emergency parole the Superintendent may release for 30 days at a time but not exceeding 90 day in total or till the Karnataka Epidemic Diseases, COVID-19, Regulations, 2020 in force whichever is earlier.

Provided further that in the interest of security of the State following category of prisoners convicted for the offences mentioned below shall not be released on parole under the first proviso.

a) Under any law dealing with terrorism.
b) Under NDPS Act.
c) Under Money Laundering Act.
d) Under Unlawful Activities (Prevention) Act.
e) Under any or all offences against Woman and Childrens.
f) Under KCOCA Act.
g) Under any offences against National Security.
h) Under Offences being investigated by NIA / CBI / ED or any other Central Agency.

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i) Under any Economic Offences.

j) Under Financial Fraud with banks, NBFC, Public at large.

k) Under GOONDA / COFEPOSA ACT.

l) Under Death Sentence / Life Sentence till Death.

m) A Prisoner who has committed serious violations of prison discipline.

n) A Sentence in default of find not preceded with substantive sentence.

o) Any foreigner convicted of any offence.

p) Under any Special Central Act."

By Order and etc.,

X

B K BHUVANENDRA KUMAR
UNDER SECRETARY I/C

PR-134

ಮುದ್ರಕರು ಹಾಗೂ ಪ್ರಕಾಶಕರು:- ಸಂಕಲನಾಧಿಕಾರಿಗಳು, ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರ, ಸರ್ಕಾರಿ ಕೇಂದ್ರ ಮುದ್ರಣಾಲಯ, ಬೆಂಗಳೂರು-೫೬.

SUNIL GARDE Digitally signed by SUNIL GARDE Date: 2020.04.02 16:23:23 +05'30'